UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

MAR 1 1 2008 CLERK, U.S. DISTRICT COURT

SCOTT HILDRETH

(Enter above the full name of the plaintiff or plaintiffs in this action)

COUTURE DR - KEVIN SIMMS SHARON MC GILLICUTT

SUNGKAPAN

(Enter above the full name of ALL defendants in this action. Do not use "et al.")

08CV1461 JUDGE CASTILLO MAGISTRATE JUDGE BROWN

Case

(To be supplied by the clerk or this count)

CHECK ONE ONLY:

COMPLAINT UNDER THE CIVIL RIGHTS ACT, TITLE 42 SECTION 1983 U.S. Code (state, county, or municipal defendants)

> COMPLAINT UNDER THE CONSTITUTION ("BIVENS" ACTION), TITLE 28 SECTION 1331 U.S. Code (federal defendants)

OTHER (cite statute, if known)

BEFORE FILLING OUT THIS COMPLAINT, PLEASE REFER TO "INSTRUCTIONS FOR FILING." FOLLOW THESE INSTRUCTIONS CAREFULLY.

I,	Plaintiff(s):
----	---------------

- Name: Scott HILDRETH A.
- List all aliases: **NONE** B.
- Prisoner identification number: 2007-0028801 C.
- Place of present confinement: <u>COOK COUNTY JA/L</u> D.
- Address: P.O. BOX 089002, CHICAGO, IL. 60608 E.

(If there is more than one plaintiff, then each plaintiff must list his or her name, aliases, I.D. number, place of confinement, and current address according to the above format on a separate sheet of paper.)

II. Defendant(s):

(In A below, place the full name of the first defendant in the first blank, his or her official position in the second blank, and his or her place of employment in the third blank. Space for two additional defendants is provided in B and C.)

Defendant: JOHN STROGER, JR. A.

Title: COOK COUNTY BOARD PRESIDENT

Place of Employment: 1/8 N. CLARK ST., SUITE 537, CHICAGO, TL.

Defendant: Tom DART B.

> Title: COOK COUNTY SHERIFF

Place of Employment: 50 W. WASHINGTON, ROOM 704, CHICAGO, IL. 60602

Defendant: ANTHONY GUDINEZ C.

Title: COOK COUNTY DEPARTMENT OF CORRECTIONS

Place of Employment: ___

(If you have more than three defendants, then all additional defendants must be listed according to the above format on a separate sheet of paper.)

SEE ATTACHED PAGE 2A

e	DR. E COUTURE
	CERMAK HOSPITAL MEDICAL DIRECTOR
	2800 S. CALIFORNIA AV., CHICAGO, IL. 60608
	DR. KEVIN SIMMS
	MEDICAL DOCTOR
	DIVISION 9, CHICAGO, TL. 60608
-	SUADAN IA-CALLACTTY
•	SHARON Mc G-ILLICUTTY
<u>-</u>	NURSE
 .	DIVISION 9, CHICAGGIL. 60608
	Blk pade
}	THOMAS
	COOK COUNTY SHERIFF'S DEPUTY SGT.
	DIVISION 9, CHICAGO, IL. 60608
•	DIVISION), CHICAGO, ZIE. 0000
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· · ·	COOK COUNTY SHERIFF'S DEPUTY CORRECTIONS OFFICER
	DIVISION 9, CHICAGO, IL - 60608
	MASEL#KO
	COOK COUNTY SHERIFF'S DEPUTY CORRECTIONS OFFICER
	DIVISION 9, CHICAGO, IL 60608

III.		ALL lawsuits you (and your co-plaintiffs, if any) have filed in any state or federal t in the United States:
	A.	SCOTT Name of case and docket number: HILDRETH V- COOK COUNTY, ET AL : 07 C 4696
	В.	Approximate date of filing lawsuit: <u>AUGUST 20, 2007</u>
	C.	List all plaintiffs (if you had co-plaintiffs), including any aliases: SCOTT HILDRETH
	D.	List all defendants: <u>COOK COUNTY</u> , IL. <u>COOK COUNTY SHERIFF TOM DART</u> <u>DEPUTY DETECTIVE CHRISTOPHER MCGUIRE # 932</u>
	E.	Court in which the lawsuit was filed (if federal court, name the district; if state court, name the county): NORTHERN DISTRICT OF ILL-, EASTERN DIV-
	F.	Name of judge to whom case was assigned: MATTHEW F. KENNELL)
	G.	Basic claim made: <u>ILLEGAL ARREST 4TH AMENDMENT</u> VIOLATION
	Н.	Disposition of this case (for example: Was the case dismissed? Was it appealed? Is it still pending?): PEND/NG
	Ī.	Approximate date of disposition: DOES NOT APPLY

IF YOU HAVE FILED MORE THAN ONE LAWSUIT, THEN YOU MUST DESCRIBE THE ADDITIONAL LAWSUITS ON ANOTHER PIECE OF PAPER, USING THIS SAME FORMAT. REGARDLESS OF HOW MANY CASES YOU HAVE PREVIOUSLY FILED, YOU WILL NOT BE EXCUSED FROM FILLING OUT THIS SECTION COMPLETELY, AND FAILURE TO DO SO MAY RESULT IN DISMISSAL OF YOUR CASE. COPLAINTIFFS MUST ALSO LIST ALL CASES THEY HAVE FILED.

IV. Statement of Claim:

State here as briefly as possible the facts of your case. Describe how each defendant is involved, including names, dates, and places. **Do not give any legal arguments or cite any cases or statutes.** If you intend to allege a number of related claims, number and set forth each claim in a separate paragraph. (Use as much space as you need. Attach extra sheets if necessary.)

I would like To bring this action against
all defendants, under the color of law, in their
official capacity except four of them:
Mc Gillicutty (#6), Sgt. Thomas (#7), C.O. Sungkapan
(#8), and C.O. Maselako(#9). If possible,
and for if the court would allow it, these particular
defendants in their individual capacities. I would
be seeking the amount of \$5,000 each out-of-
pocket for their failure to do what was
necessary - to contact who should have been
contacted, or, in turn, keeping me from getting
medical treatment or seeing medical staff, or
simply interfering with my receiving prescribed
medication. As for nurse McGillicutty, it's her
failure to do her job and comply with the
Hippocratic Oath.
//

This suit is about my getting "veasonably adequate" medical care, services at a level reasonably commensurate with modern medical science and of a quality acceptable within prudent professional standards. It is about continued negligence from April 20, 2007 through and up to February 3, 2008 for a serious pre-existing illness, Parkinson's Disease. As an example, a prescription was written on January 25 yet I never received any medication until after February 3, 2008—

Ten days—no medication at all for a serious illness.

No one cared at all. This is deliberate indifference to a serious medical need which constitutes the unnecessary and wanton infliction of pain— proscribed by the Eighth Amendment. Also applied the deliberate indifference standard to pre-trial detainees under the due process clause.

To add insult to injury, I have been ridiculed, called names, and mocked. Jail as well as court personnel have contributed to this. When plaintiff asked C.O.'s Sungkapan and Maselako to help him get a hold of medical staff and for medication, the conversation turned to whether or not he had to file another lawsuit against Tom Dart, at which point the two C.O.'s started whispering between themselves and snickering like little school girls. In particular, Maselako had a Devil-may-care attitude and stated something to

the effect "go ahead and sue, see if I care, screw Tom Dart." Sungkapan chimed in, "I agree."

Mr. Hilbreth, plaintiff, has been continually and constantly denied the medical attention and treatment he is entitled to under every legal, medical, constitutional and D.O.C. quideline down to basic, simple, banal humane treatment.

Since April 20, 2007 to February, 2008 at Cook County Jail, Division 9, he has been benied medication on a steady basis, as well as proper medical treatment and care, which the Constitution requires prison (and jail) authorities to provide. He has repeatedly conveyed to them the seriousness of his condition—his inability to function in an everyday manner—without his medication. Bodily functions, writing, reading, eating and swallowing, sleeping, walking, sitting (and others) are next to impossible.

Condition has been exacerbated due to poor and neglectful treatment which has culminated in deterioration of a nature heretofore experienced.

Plaintiff Hildreth has been denigrated, condemned, maligned by line and staff. Stress has been introduced by CCI personnel, further hurting him. He can not defend himself

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V. Relief:

State briefly exactly what you want the court to do for you. Make no legal arguments. Cite no cases or statutes.

I would like to make an impact on the operations
at CCJ affecting the staff conduct towards healthcare
and the dispensing of medication, so that I am no longer -and others—
subject to this type of inhumane treatment. The defendants in their
individual capacity should be ordered to pay \$5,000 each out-ofpocket; the remaining defendants should be held responsible for \$165,000.

VI. The plaintiff demands that the case be tried by a jury. \square YES $\stackrel{\square}{\sqsubseteq}$ NO

CERTIFICATION

By signing this Complaint, I certify that the facts stated in this Complaint are true to the best of my knowledge, information and belief. I understand that if this certification is not correct, I may be subject to sanctions by the Court.

Signed this/5 ¹ \(\text{day of } \frac{Feb.}{}, 20 \frac{OB}{}
5cott H-
(Signature of plaintiff or plaintiffs)
SCOTT Hildren
(Print name)
2007-0028801
(I.D. Number) Box 089002
Chyo, ILL GOOD
(Address)

(Court Branch)

(Court Date)

CCCR-N662-100M-11/14/97 (83420157) (This form replaces CCG-0662 " & " CCMC-216)

Judge's No.

FELONY COMPLAIN	NT Class x	(This form replaces	CCG-0662 " & " CCMC-216)
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	State of Illinois	COMPLAINT FOR PRELIMINA	RY EXAMENATION
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/ in violation of			(Section)
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		(Companionits sign	aure)
Subscribed and sworn be	efore me on this		
		Judge Deputy Clerk	or Clark)
have examined the a	bove complaint and the person cause for filing same. Leave i	n presenting the same and have heard evidence this given to file said complaint.	
SUMMONS ISSUED	}		
OL -	-	•	Judge's No.
WARRANT ISSUED	Bail set at:		
or	Must be Set by Indoe		

DOROTHY BROWN, CLERK OF THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS ORIGINAL COPY

Cermak Health Services of Cook County
2/1/08) To Sgt. Thomas, approximately 2PM.
Chicago, IL 60608

DETAINEE HEALTH SERVICE REQUEST FORM

Mark box ඎ on the left of answers or print. In space provided.
Side 1 - English

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(Booking Year)	(Number)			-120/0
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FORM FOR EACH P HEALTH SERVICE F	ROBLEM. EACH FOR	M WILL BE SENT TO	O THE APPROP	RIATE
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DETAINEE FORMA DE SERVICIOS DE SALUD Side 2 - Spanish

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Case 1:08-cv-01461

Document 1

Filed 03/11/2008 Page 14 of 23 -

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Part-A /	Control	#:	 _X

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Referred To:		
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COOK COUNTY DEPARTMENT OF CORRECTIONS DETAINEE GRIEVANCE

Detainee Last Name: / / / / / / First Name:
ID#:
BRIEF SUMMARY OF THE COMPLAINT:
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NAME OF STAFF OR DETAINEE(S) HAVING INFORMATION REGARDING THIS COMPLAINT:
ACTION THAT YOU ARE REQUESTING:
DETAINEE SIGNATURE:
C.R.W.'S SIGNATURE: DATE C.R.W. RECEIVED:

Please note: Decisions of the "Detainee Disciplinary Hearing Board" cannot be grieved or appealed through the use of a grievance form.

All appeals must be made in writing and directly submitted to the Superintendent.

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C.C.D.O.C. DETAINEE GRIEVANCE / REFERRAL & RESPONSE
EMERGENCY GRIEVANCES ARE THOSE INVOLVING AN IMMEDIATE THREAT TO THE WELFARE OR SAFTEY OF A DETAINEE
Detainee's Last Name:
Is This Grievance An Emergency? YES NO
C.R.W.'S Summary Of The Complaint: Denice Model and Complaint:
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C.R.W. Referred Griev. To: Response Statement:
Response Statement:
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Date: / / / Div./Dept.
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Date:/Div./Dept
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(print - name of Prog. Serv. Admin./ Asst. Admin.) (signature of Prog. Serv. Admin./ Asst. Admin.)
Date Detainee Received Response:
Date Detainee Received Response:/ Detainee Signature:
REQUEST FOR AN APPEAL
APPEALS MUST BE MADE WITHIN 14 DAYS OF THE DATE THE DETAINEE RECEIVED THE RESPONSE
Date Detainee Request For An Appeal:/
Detainee's Basis For An Appeal:
Appeal Board's Acceptance Of Detainee's Request: YES NO
Appeal Board's Reasoning / Decision / Recommendation To The Superintendent Or Administrator:
Appeal Board's Signatures / Dates:
Date Detainee Rec.'d the Appl. Bd.'s Response://Detainee Signature:
GRIEVANCE CODE(S): () () ()
(WHITE COPY - PROG. SERV.) (YELLOW COPY - C.R.W.) (PINK COPY - DETAINEE) (GOLDENROD COPY - DIVISION/SUPT. OFFICE)

C.C.D.O.C. DETAINEE GRIEVANCE PROCESSED AS A REQUEST

* Please note: When processed as a request, PART - B is not applicable. *

Detaince's Last Name: 414086H First Name: 500H
1D#: 2007-0528801 Div: 9 Tier/LivingUnit: 2/4
Date of Request: 5/32/07 Date C.R.W. Received Request: 5/22/07
This Request has been processed by:C.R.W.
Summary of Request:
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Response and/or Action Taken:
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(Print-name of individual responding) (Signature of individual responding)

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Part - B / Control #2011 7

C.C.D.O.C. DETAINEE GRIEVANCE / REFERRAL & RESPONSE
EMERGENCY GRIEVANCES ARE THOSE INVOLVING AN IMMEDIATE THREAT TO THE WELFARE OR SAFTEY OF A DETAINEE
Detainee's Last Name: AILDKETL First Name: Sc. off ID#2007 - 0028201
Is This Grievance An Emergency? YES NO
C.R.W.'S Summary Of The Complaint: LACK OF TROPOR MEDICATI
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C.R.W. Referred Griev. To: CEKINAK Date Referred: 5 / 50/ 67
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· · · · · · · · · · · · · · · · · · ·
Date Detainee Received Response: Detainee Signature:
REQUEST FOR AN APPEAL
APPEALS MUST HE MADE WITHIN 14 DAYS OF THE DATE THE DETAINEE RECEIVED THE RESPONSE
Date Detainee Request For An Appeal:/
Detainee's Basis For An Appeal:
7
Appeal Board's Acceptance Of Detainee's Request: YES NO
Appeal Board's Reasoning / Decision / Recommendation To The Superintendent Or Administrator:
Appeal Board's Signatures / Dates:
Date Detainee Rec.'d the Appl. Bd.'s Response:/Detainee Signature:
GRIEVANCE CODE(S): () () ()

C.C.D.O.C. DETAINEE GRIEVANCE PROCESSED AS A REQUEST

* Please note: When processed as a request, PART - B is not applicable. *

Detainee's Last Name: 4/601	ceth	First Name: 5	c off
·		Tier/LivingUni	a a
Date of Request: 6/19/07			
This Request has been processed by	y: Ally &	and the	1 madera. Konsta
	1	•	1. C. C.
Summary of Request: ON CEKNED A	4800 F.	MEDICAL	Response
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Case 1:08-cv-01461 Document 1 130 03/11/2008 Page 20 of 23

7-28-01

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#/ Claim FORM

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Part C-14 207 conte

Medical Director,
Dr. IE, COUTURE,

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From Go a lost of words Per The Place?

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DEDICATION- MEDICAL TOBATMENT

Dr. COUTURE 773 869 5623

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